

SENATE BILL 1341

By Burchett

AN ACT to amend Tennessee Code Annotated, Title 4,
Chapter 3, Part 23 and Title 54, relative to the
department of transportation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 3, Part 23, is amended by
adding a new section thereto, as follows:

Section 4-3-2308. The department of transportation shall consider the effect
upon air quality when developing plans, goals and performance criteria for the
construction of any new road or new highway paid in whole or part by federal funds in
any county in the state that is a nonattainment area for air quality according to the
environmental protection agency. In developing such plans, goals and performance
criteria the department shall take all necessary measures to improve air quality and to
otherwise mitigate the impact upon air quality. The department shall prepare a report for
the county legislative body regarding the impact upon air quality of any such road or
highway to be constructed. Such report shall be provided before any contract is made or
given for excavation or construction of such road or highway. Such report shall address
all measures taken by the department to improve air quality in its development of plans,
goals and performance criteria including possible alternative locations that would
improve air quality of the county. Such report shall also be presented at all public
hearings conducted in communities affected by such proposed road or highway.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring
it.